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DECU 9 2004

DIRECTOR'S OFFICE TECHNOLOGY CENTER 3600

In re Application of:

Thomas J. Perkowski et al.

Serial No. 10/602,990 Filed: June 24, 2003

For: INTERNET-BASED BRAND

MARKETING COMMUNICATION INSTRUMENTATION NETWORK...

NOTIFICATION OF

IDENTIFICATION OF PRIOR ART IN LATE FILED PROTEST

UNDER 37 CFR 1.291(a)

The protest filed November 22, 2004 under 37 CFR 1.291 was filed after the October 21, 2004 publication date of the application.

Because the protest was filed after publication of the application, it is untimely and it is not being entered in the application file. The original protest is enclosed with this letter and the duplicate copy is being discarded in accordance with MPEP 1901.06, Protest Filed After Allowance or Publication of the Application.

If appropriate, applicant may wish to consider submitting prior art from the protest pursuant to 37 CFR 1.97 and 37 CFR 1.56 during the prosecution of the application.

Steven N. Meyers, Special Programs Examiner Patent Technology Center 3600

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SM/SM: 12/6/04

Enclosure: Protest filed under 37 CFR 1.291(a)